



IFW
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Mark Van Dyke et al.

Serial No.: 10/626,907

Filing Date: July 25, 2003

For: BIOACTIVE COATING FOR MEDICAL
DEVICES

Group Art Unit: 1651

Examiner: Thomas Dale Bradrick

Atty. Dkt. No.: KER020/4-035US
(formerly SwRI-2966-03)

Confirmation No.: 2421

08/01/2006 HDESTA1 00000006 10626907

01 FC:2251

60.00 DP

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited
with the U.S. Postal Service as First Class mail in an envelope
addressed to Mail Stop Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

July 28, 2006
Date

Timothy S. Corder
Timothy S. Corder

RESPONSE TO RESTRICTION REQUIREMENT OF MARCH 28, 2006

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to a Restriction Requirement of March 28, 2006, the due date for response for which was June 28, 2006. The Commissioner is requested to consider this a petition for a one month extension of time, bringing the due date to July 28, 2006. Authorization to charge the requisite fee to a credit card is attached. It is believed that no further fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Vinson & Elkins L.L.P. Deposit Account No. 22-0365/KER020/4-035US.

The Examiner has issued a requirement, restricting examination to one of the following groups:

Group I.: Claims 1-33

Group II: Claims 79-102

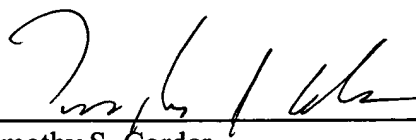
Group III: Claims 34-78 and 161-220 and

Group IV: Claims 103-160.

In response, Applicants elect without traverse, Group I, drawn to medical devices comprising a substrate comprising a passivating coating comprising keratin, the passivating coating being effective to increase bone matrix formation exhibited by cultured 2T3 mouse osteoblast cells.

The claims are now in condition for examination on the merits. If the Examiner has any questions or suggestions as to how the claims might more quickly proceed to allowance, he is invited to call the undersigned representative at 512.542.8446.

Respectfully submitted,



Timothy S. Corder
Reg. No. 38,414
Agent for Applicant

Vinson & Elkins L.L.P.
First City Tower
1001 Fannin
Suite 2300
Houston, Texas 77002-6760
512.542.8446

Date: July 28, 2006

Vinson&Elkins

V&E

Timothy S. Corder tcorder@velaw.com
Tel 512.542.8446 Fax 512.236.3377



July 28, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING	
I certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
July 28, 2006 Date	 Timothy S. Corder

Re: *U.S. Patent Application Serial No. 10/626,907 entitled "BIOACTIVE COATING FOR MEDICAL DEVICES" by Mark Van Dyke et al., Confirmation No. 2421 Attorney Docket No. KER020/4-035US (formerly SWRI-2966-03)*

Sir:

Enclosed for filing in the above-referenced patent application is the following document:

1. Response to Restriction Requirement of March 28, 2006;
2. Credit Card Payment Form; and
3. A return postcard to acknowledge receipt of these documents. Please date stamp and mail this postcard.

No fees are believed to be due in connection with the filing of these documents; however, should any fees under 37 C.F.R. §§1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is hereby authorized to deduct said fees from VINSON & ELKINS L.L.P. Deposit Account No. 22-0365/KER020/4-035US.

Respectfully submitted,

Timothy S. Corder
Reg. No. 38,414

9282:5588

Enclosure